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Attorney for Defendants  
TETRA TECH, INC. and WHALEN & COMPANY, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

CHARLENE MADKINS,  
Plaintiff,  
vs.  
TETRA TECH INC.,  
Defendants.

Case No.: C 04-03129 CRB  
Assigned to Judge Charles R. Breyer

STIPULATED REQUEST TO ALLOW  
TELEPHONIC APPEARANCE BY  
DEFENDANTS' COUNSEL; ~~PROPOSED~~  
ORDER

Date: August 19, 2005  
Time: 8:30 a.m.

Defendants TETRA TECH, INC. and WHALEN & COMPANY, INC.  
(collectively, "Defendants") request leave to be allowed to  
appear by telephone for the Case Management Conference set  
for August 12, 2005. In support of this request, the  
parties acknowledge:

1. Defendants' lead trial counsel, Jennifer L. Futch,  
resides and works in Orange County, California. Because the  
parties already have submitted a Further Case Management  
Conference Statement, and because of the significant  
additional cost to Defendants for counsel to fly to San  
Francisco for a personal appearance, Defendants request that

1 their counsel be permitted to appear by telephone for the  
2 next CMC on August 12, 2005.

3 2. If this request is granted, Jennifer L. Futch  
4 agrees to be available for the CMC by telephone, and to wait  
5 on stand-by for the Court's call at the scheduled date and  
6 time at the following direct dial telephone number: (949)  
7 798-2166.

8 3. Plaintiff is agreeable to this request for  
9 telephonic appearance and no prejudice shall come to either  
10 party if Defendants' counsel is permitted to appear by  
11 telephone for the CMC.

12 The parties therefore request that Defendants' counsel  
13 be permitted to appear by telephone at the CMC.

14  
15 DATED: August 1, 2005

FISHER & PHILLIPS LLP

16  
17 By: 

18 James J. McDonald, Jr.  
19 Jennifer L. Futch  
20 Attorneys for Defendants  
TETRA TECH, INC. and WHALEN &  
COMPANY, INC.

21 DATED: August 1, 2005

LAW OFFICES OF LUCIUS A. COOPER

22  
23 By: 

24 Jeremy Pasternak  
25 Attorneys for Plaintiff  
26 CHARLENE MADKINS  
27  
28

[REDACTED] ORDER

For good cause as shown, the Court grants the request of Defendants' counsel to appear by telephone on August 19, 2005 for the Case Management Conference.

It is also ordered \_\_\_\_\_.

Dated: August 04, 2005

JUDGE CHARLES R. BREYER

